

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON LOCAL GOVERNMENT**

**Call to Order:** Chair Edward Greef, on February 2, 2017 at 3:00 PM, in Room 172  
Capitol

#### **ROLL CALL**

##### **Members Present:**

Rep. Edward Greef, Chair (R)  
Rep. Forrest Mandeville, Vice Chair (R)  
Rep. Kathy Swanson, Vice Chair (D)  
Rep. Kim Abbott (D)  
Rep. Laurie Bishop (D)  
Rep. Amanda Curtis (D)  
Rep. Geraldine Custer (R)  
Rep. Mary Ann Dunwell (D)  
Rep. Dave Fern (D)  
Rep. Ross H. Fitzgerald (R)  
Rep. Bruce Grubbs (R)  
Rep. Steve Gunderson (R)  
Rep. Denise Hayman (D)  
Rep. Adam Hertz (R)  
Rep. Kathy Kelker (D)  
Rep. Steve Lavin (R)  
Rep. Derek Skees (R)  
Rep. Jeremy Trebas (R)  
Rep. Barry Usher (R)  
Rep. Susan Webber (D)

##### **Members Excused:**

Rep. Garner  
Rep. Karjala  
Rep. Zolnikov

**Members Absent:** None

**Staff Present:** Ginger Aldrich, Legislative Branch  
Margot Miltenberger, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 316, 1/27/2017; HB 317, 1/27/2017  
Executive Action on: HB 245; HB 250; HB 300; HB 316

**HEARING ON HB 316**

**Opening Statement by Sponsor:**

00:02:27 Rep. Kenneth Holmlund (R), HD 38, opened the hearing on HB 316, Repeal state land equalization reporting laws.

**Proponents:**

00:05:35 Shawn Thomas, Department of Natural Resources and Conservation (DNRC)

**Opponents:** None

**Informational Witnesses:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

00:09:06 Rep. Holmlund

**HEARING ON HB 317**

**Opening Statement by Sponsor:**

00:09:50 Rep. Walt Sales (R), HD 69, opened the hearing on HB 317, Allow for a public hearing for first minor subdivision.

**Proponents:**

00:14:14 Tara DePuy, Montana Association of Counties (MACo)  
00:20:55 Steve White, Gallatin County Commissioner  
00:23:24 Joe Skinner, Gallatin County Commissioner  
00:27:25 Don Seifert, Gallatin County Commissioner  
00:29:13 Kelly Lynch, Montana League of Cities and Towns (MLCT)  
00:30:23 Todd Devlin, Montana Association of Counties (MACo)  
00:31:07 Andy Hunthausen, Urban Counties  
00:31:44 Jeff Barber, Montana Association of Planners (MAP)  
00:32:24 Nadine Nadow, Montana Environmental Information Center

**Opponents:**

00:33:21 Abigail St. Lawrence, Montana Building Industry Association  
00:35:32 Taylor Oldroyd, Montana Association of Realtors

**Informational Witnesses:** None

**Questions from Committee Members and Responses:**

00:37:38 Rep. Custer  
00:38:00 Tara DePuy, MACo  
00:38:53 Rep. Hayman  
00:39:37 Tara DePuy, MACo  
00:39:56 Rep. Garner joined the meeting  
00:40:04 Rep. Mandeville  
00:41:41 Don Seifert, Gallatin County Commissioner  
00:42:13 Rep. Mandeville

00:43:35 Tara DePuy, MACo  
 00:44:56 Rep. A. Hertz  
 00:45:17 Tara DePuy, MACo  
 00:46:13 Rep. Fern  
 00:46:56 Rep. W. Sales  
 00:48:12 Rep. Mandeville  
 00:48:51 Tara DePuy, MACo  
 00:49:13 Kelly Lynch, MLCT  
 00:49:48 Rep. Mandeville  
 00:50:29 Kelly Lynch, MLCT  
 00:51:09 Rep. Mandeville  
 00:51:55 Jeff Barber, MAP  
 00:52:21 Rep. Usher  
 00:52:30 Rep. W. Sales  
 00:52:59 Rep. Hayman  
 00:53:54 Tara DePuy, MACo  
 00:56:23 Chair Greef  
 01:00:46 Tara DePuy, MACo

**Closing by Sponsor:**

01:01:04 Rep. W. Sales

01:04:28 Ginger Aldrich, Legislative Services Division

**EXECUTIVE ACTION ON HB 245**

01:05:44 **Motion:** Rep. Mandeville moved that **HB 245 DO PASS.**

01:05:54 **Motion:** Rep. Mandeville moved that **HB 245 BE AMENDED.**

**EXHIBIT**(loh24a01)

**Discussion:**

01:06:15 Rep. Mandeville  
 01:07:24 Chair Greef  
 01:07:34 Rep. Dunwell  
 01:08:49 Rep. A. Hertz  
 01:09:32 Rep. Mandeville  
 01:10:32 Rep. Dunwell  
 01:12:05 Rep. Custer  
 01:12:48 Chair Greef  
 01:13:04 Rep. Usher  
 01:13:32 Rep. Fern  
 01:14:42 Rep. Trebas  
 01:15:12 Rep. Mandeville

01:17:19 **Vote:** Motion carried unanimously by roll call vote. Rep. Garner, Rep. Karjala and Rep. Zolnikov voted by proxy.

01:18:59 **Motion:** Rep. Mandeville moved that **HB 245 DO PASS AS AMENDED.**

01:19:15 **Motion:** Rep. Dunwell moved that **HB 245 BE CONCEPTUALLY AMENDED TO CHANGE NUMBER EIGHT OF THE AMENDMENT HB024504.aka, FROM "WITHIN FIFTEEN WORKING DAYS" TO "WITHIN TWENTY WORKING DAYS."**

**Discussion:**

01:21:19 Rep. Mandeville

01:22:45 Rep. Custer

01:23:32 Rep. Dunwell

01:23:57 Chair Greef

01:24:51 Rep. Dunwell

01:27:47 **Vote:** Motion carried 12-11 by roll call vote with Rep. Fitzgerald, Rep. Garner, Rep. Greef, Rep. Gunderson, Rep. A. Hertz, Rep. Lavin, Rep. Mandeville, Rep. Skees, Rep. Trebas, Rep. Usher and Rep. Zolnikov voting no. Rep. Garner, Rep. Karjala and Rep. Zolnikov voted by proxy.

**Discussion:**

01:28:10 Rep. Usher

01:28:33 **Motion:** Rep. Mandeville moved that **HB 245 DO PASS AS AMENDED.**

01:28:48 **Substitute Motion/Vote:** Rep. Usher made a substitute motion that **HB 245 BE TABLED.** Substitute Motion failed 3-20 by roll call vote with Rep. Lavin, Rep. Skees and Rep. Usher voting aye. Rep. Garner, Rep. Karjala and Rep. Zolnikov voted by proxy.

01:31:05 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 250**

01:32:03 **Motion:** Rep. Mandeville moved that **HB 250 DO PASS.**

01:32:12 **Substitute Motion/Vote:** Rep. Grubbs made a substitute motion that **HB 250 BE TABLED.** Substitute Motion carried unanimously by voice vote. Rep. Garner, Rep. Karjala and Rep. Zolnikov voted by proxy.

**EXECUTIVE ACTION ON HB 300**

01:33:43 **Motion/Vote:** Rep. Mandeville moved that **HB 300 DO PASS.** Motion carried unanimously by voice vote. Rep. Garner, Rep. Karjala and Rep. Zolnikov voted by proxy.

**EXECUTIVE ACTION ON HB 316**

01:35:37 **Motion/Vote:** Rep. Mandeville moved that **HB 316 DO PASS.** Motion carried unanimously by voice vote. Rep. Abbott, Rep. Garner, Rep. Karjala, Rep. Webber and Rep. Zolnikov voted by proxy.

**Discussion:**

01:36:42 Ginger Aldrich, Legislative Services Division

01:37:13 Chair Greef

01:37:40 **Motion:** Rep. Mandeville moved that **HB 316 BE PLACED ON THE CONSENT CALENDAR**. Motion fails due to committee objections.

**ADJOURNMENT**

Adjournment: 01:38:15

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Margot Miltenberger, Secretary

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Additional Documents:

**EXHIBIT**([loh24aad.pdf](#))